

CITY OF EAST ORANGE

THE EAST ORANGE CITY COUNCIL REGULAR MEETING

Monday, March 28, 2016

6:00 P.M.

THEODORE R. GREEN
City Council Chairman

First Ward

Christopher D. James
Amy Lewis

Second Ward

Jacquelyn E. Johnson
Romal D. Bullock

Third Ward

Quilla E. Talmadge
Theodore R. Green

Fourth Ward

Tyshammie L. Cooper
Casim L. Gomez

Fifth Ward

Alicia Holman
Mustafa Al-M. Brent



REGULAR CITY COUNCIL MEETING
Monday, March 28, 2016
6:00 P.M.

ROLL CALL

SALUTE TO THE FLAG

SILENT PRAYER

SUNSHINE LAW STATEMENT

PUBLIC HEARING

PRESENTATIONS

MINUTES

February 8, 2016.....City Council Regular Meeting
February 22, 2016.....City Council Regular Meeting

PETITIONS AND COMMUNICATIONS

1. Correspondence received March 28, 2016 from The State of New Jersey Department of Environmental Protection regarding Classification Exception Area/Well Restriction Area – LNA Facility No. 57202, 544 William Street, East Orange, Essex County – Program Interest Number: PI #006263 – Subject Item ID: CEA100047469.
2. Correspondence received March 24, 2016 from The State of New Jersey Department of Environmental Protection regarding Area of Concern: One – 550 gallon #2 Heating Oil Underground Storage Tank System Unrestricted Use – No Further Action Letter and Covenant Not to Sue, Block 732, Lot 14 – 31-33 Cambridge Street, East Orange City, Essex County, Program Interest #: 720490, Activity Number: CSP160001 – Communications Center Number: 14-10-20-1302-36.
3. Correspondence received March 23, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00009** – “Ordinance naming the Recreational Complex at the Essex County Weequahic Park Oval as the “Essex County Rev. Ronald B. Christian Recreation Complex” in honor of the late Rev. Ronald B. Christian” and **Ordinance No. O-2016-00010** – “Ordinance naming the Baseball Field in Essex County Weequahic Park next to Building 92 as the “Essex County Bill Hicks Baseball Field” in honor of longtime coach Bill Hicks ” and **Ordinance No. O-2016-00011** – “Ordinance naming the Community Center that will be constructed in the new Essex County Cedar Grove Park as the “Essex County Robert O’Toole Community Center” in honor of retired Cedar Grove Mayor and Councilman Robert O’Toole”.
4. Correspondence received March 21, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00007** – “Amendment to Ordinance O-2013-00014 – Permitting the services alcohol at the Essex County Turtle Back Soo Café”.
5. Correspondence received March 21, 2016 from Essex County Board of Chosen Freeholders submitting **Resolution No. R-2016-00132** – “Resolution to exceed the County Tax Levy and to establish a CAP Bank for Calendar Year 2016 per N.J.S.A. 40A:4-45.14”.
6. Correspondence received March 21, 2016 from Joint Meeting of Essex & Union Counties submitting a copy of Resolution No. 038/16 – Resolution Making Assessment for Second Quarter 2016.
7. Correspondence received March 18, 2016 from Joint Meeting of Essex & Union Counties submitting Minutes from the January 21, 2016 Meeting
8. Correspondence received March 18, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00008** – “Authorizing the Execution or Acknowledgement and Delivery by the County of certain agreements in connection with the Essex County Improvement Authority’s not to exceed \$8,250,000.00 “Project Consolidation Revenue Refunding Bonds – Series 2016”.
9. Correspondence received March 18, 2016 from Langan Engineering & Environmental Services regarding Response Action Outcome, Remedial Action Type: Unrestricted Use, Scope of Remediation: Areas of Concern: AOC-1: 25,000-gallon No. 2 Heating Oil Tank and AOC-2: 25,000-gallon No. 2 Heating Oil Tank for Cicely L. Tyson Middle/High School (former East Orange High School) 34 North Walnut Street, East Orange, County of Essex – Block 372 Lot 14, preferred ID: 019959 – UST Closure #N05-4056.
10. Correspondence received March 11, 2016 from The State of New Jersey Department of Environmental Protection regarding Area of Concern: One – 1000 gallon #2 Heating Oil Underground Storage Tank System Unrestricted Use – No Further Action Letter and Covenant Not to Sue, Block 501, Lot 14 – 31 Eppirt Street, East Orange City, Essex County, Program Interest #550395, Activity Number: CSP160001 – Communications Center Number: 10-09-17-1217-32.
11. Correspondence received March 3, 2016 from The State of New Jersey Department of Environmental Protection regarding Area of Concern: One – 3000 gallon #2 Heating Oil Underground Storage Tank System Unrestricted Use – No Further Action Letter and Covenant Not to Sue, Block 271, Lot 32 – 114 North Arlington Avenue, East Orange City, Essex County, Program Interest #: 717562, Activity Number: CSP160001 – Communications Center Number: 16-01-11-1501-04.

PETITIONS AND COMMUNICATIONS - CONTINUED

- 12. Correspondence received March 1, 2016 from the Township of South Orange Village submitting a copy of **Ordinance #2016-09** – An Ordinance Superceding and Replacing Ordinance 2012-09 and 2012-16 regarding a Historic Preservation Commission and the Designation of Local Landmarks.
- 13. Correspondence received March 1, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00007** – “Amendment to Ordinance O-2013-00014 – Permitting the services alcohol at the Essex County Turtle Back Soo Café”.
- 14. Correspondence received March 1, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00003** – “Guaranty Ordinance of the County of Essex, New Jersey securing the Essex County Improvement Authority’s not to exceed \$8,250,000 project consolidation revenue Refunding Bonds, Series 2016 (Refunding Project) for the purpose of providing additional security therefor and determining certain other matters in connection therewith”.
- 15. Correspondence received March 1, 2016 from PSE&G submitting a copy of an application for NJDEP Freshwater Wetlands Statewide General Permit #1 in support of Repair, Replacement and Maintenance of Natural Gas Distribution and Transmission Mains in Public Rights-of-Way.
- 16. Correspondence received February 24, 2016 from EBI Consulting regarding Remedial Action Type: Unrestricted Use, Scope of Remediation: Areas of Concern: AOC 8 Chlorinated Organic Compound in Ground Water Associated with Incident #14-09-15-1132-45 and no other areas for The Brookside, 777 Springdale Avenue – Municipality: East Orange, County: Essex, Block: 910 Lot: 1, Preferred ID: 017293, Communication Center # 14-09-15-1132-45 and Well Permit #E201408138, E201408139, E201408140, E201412453.
- 17. Correspondence received February 23, 2016 from the Essex County Board of Chosen Freeholders submitting **Ordinance No. O-2016-00006** – “Refunding Bond Ordinance Providing for the Refunding of Certain General Obligation Bonds of the County of Essex, New Jersey, Appropriating \$520,000.00. Therefor and Authorizing the Issuance of \$52,000,000 Bonds or Notes of the County for Financing the Cost Thereof”.

MAYOR’S COMMUNCATIONS

BOARD AND COMMISSION MINUTES RECEIVED

East Orange Public Library Board of Trustees March 10, 2016

REPORT OF OFFICERS
Monthly Constable Report – February, 2016

Bora Balcik
Mujahid Abdul-Haqq
Emslair Rosalva

REPORT OF COMMITTEES

ARTS, RECREATION and CULTURAL AFFAIRS –AMY LEWIS

Holman, Gomez, James

Resolution I-71 Maurice Travis Scott - Memorial

BUSINESS DEVELOPMENT AND ZONING – ROMAL D. BULLOCK

James, Cooper, Holman

Resolutions I-72 Resolution Authorizing the Execution of a Redevelopment Agreement between the City of East Orange and East Orange Hospitality Urban Renewal, LLC for 88 Evergreen Place

I-73 Resolution Designating TD Partners & JG Petrucci, as Developer of the sites at 20/30 Evergreen Place (Block 692, Lots 24 & 25) and 75 Halsted Street (Block 692, Lot 10) in the Transit Village Redevelopment Area
(Design to be presented within 90 days to City Council)

FINANCE – QUILLA E. TALMADGE

Cooper, Holman, Johnson

Resolutions

- I-74** Payroll #7 – March 25, 2016– April 7, 2016
City Employees: \$2,199,708.91
Water: \$132,112.72
- I-75** Resolution Confirming Lisa L. Jackson as Auctioneer
- I-76** Resolution Amending Resolution No. I-297 Ratifying the Central Avenue Business Improvement District Budget (January 1, 2015 – December 31, 2015)
- I-77** Calendar Year 2016 Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a CAP Bank (N.J.S.A. 40A: 4-45.14)
- I-78** Resolution Awarding a Contract for Health Insurance Brokerage Services for the City of East Orange
- I-79** Resolution Awarding Insurance Consultants and Brokerage Services for Property, Casualty and Risk Management
- I-80** Legal Transfer CY 2016
- I-81** April 2016 Temporary Budget
- I-82** Introduction to the CY 2016 Budget

HEALTH and EDUCATION – MUSTAFA AL-M. BRENT

Gomez, Talmadge, Lewis

No Resolutions**HOUSING, LICENSING and INSPECTION – TYSHAMMIE L. COOPER**

Brent, Johnson, Bullock

No Resolutions**LAW AND LEGISLATION – JACQUELYN E. JOHNSON**

Lewis, James, Talmadge

Resolutions

- I-83** Resolution Approving a Settlement Agreement between the City of East Orange and Indigo 240 Urban Renewal Co., LLC
- I-84** 2016 City Council Rules

PLANNING AND GRANTS – CASIM L. GOMEZ

Bullock, Lewis, Brent

Resolution

- I-85** Resolution Urging State Lawmakers to fully restore Lead Prevention Funding to the State Budget

PUBLIC SAFETY – ALICIA HOLMAN

Talmadge, Bullock. Cooper

No Resolutions**PUBLIC WORKS – CHRISTOPHER D. JAMES**

Johnson, Brent, Gomez

Resolutions

- I-86** Resolution Authorizing the Execution of an Application for a New Jersey Department of Environmental Protection Treatment works approval for Essence 144 Urban Renewal, LLC (Block 710 Lot 11, 12 and 17)

PUBLIC WORKS – CHRISTOPHER D. JAMES - Continued
Johnson, Brent, Gomez

Resolutions	I-87	Resolution Authorizing the Execution of an Application for a New Jersey Department of Environmental Protection Treatment works approval for 315 S. Harrison, LLC (Block 722 Lot 5.01)
	I-88	Resolution to Oppose Fannie Mae and Freddie Mac Displacements and Maintain Communities
	I-89	Resolution Authorizing the City of East Orange to enter into a Professional Service Agreement with CHS Construction Company
	I-90	Resolution Authorizing the City of East Orange to enter into a Professional Service Agreement with Clarke Caton
	I-91	Resolution Accepting the Bid of Tec-Con Contractors, Inc., for the Tennis & Handball Courts Rehabilitation at Soverel Park

ROLL CALL ON CONSENT AGENDA

All items listed under the Consent Agenda are considered routine by the City Council and will be acted upon by one motion. There will be no separate discussion of these items. If discussion is desired, Council may remove that item from the Consent Agenda and discuss it separately under the Regular Agenda

NEW BUSINESS

REGULAR AGENDA

TABLED LEGISLATION

REPORT OF STANDING COMMITTEES

ARTS, RECREATION and CULTURAL AFFAIRS – AMY LEWIS
Holman, Gomez, James

BUSINESS DEVELOPMENT and ZONING – ROMAL D. BULLOCK
James, Cooper, Holman

FINANCE – QUILLA E. TALMADGE
Cooper, Holman, Johnson

Resolutions	I-4	February 2016 Bill Payments
	I-4	January 2016 Bill Payments
	I-4	December 2015 Bill Payments

HEALTH and EDUCATION – MUSTAFA AL-M. BRENT
Gomez, Talmadge, Lewis

HOUSING, LICENSING and INSPECTION – TYSHAMMIE L. COOPER
Brent, Johnson, Bullock

LAW AND LEGISLATION – JACQUELYN E. JOHNSON

Lewis, James, Talmadge

Ordinances on First Reading

Ordinance No. 14 of 2016

An Ordinance Implementing Chapter 170 (Licenses and Fees), Article 1 (General Provisions), Section 6 (Wage Theft Prevention) of the East Orange Municipal Code to prevent the issuance or enable suspension of Business Licenses to Entities Liable for Wage Theft within the City of East Orange (“Shall also be referred to as the Rekha Eanni Rodriguez Law”)

Ordinance No. 15 of 2016

An Ordinance to Repeal and Replace the Code of the City of East Orange, Chapter 60, Article XVI, Sections 60-95 to 60-99 entitled “Employment of Police Officers by Private Parties” (Adopted 11*10*2003) as Ord. No. 3 of 2003 and Amended on 11*14*2011 by Ord. No. 30-2011)

Ordinance No. 16 of 2016

An Ordinance to Amend and Supplement Chapter 142 of the Municipal Code of the City of East Orange

PLANNING AND GRANTS – CASIM L. GOMEZ

Bullock, Lewis, Brent

PUBLIC SAFETY – ALICIA HOLMAN

Talmadge, Bullock. Cooper

PUBLIC WORKS – CHRISTOPHER D. JAMES

Johnson, Brent, Gomez

OPEN HEARING OF CITIZENS

Pursuant to Article IV, Section 3 of the Rules of City Council, each person wishing to address the Council, shall step up to the microphone, give his or her name in an audible tone for the record and unless further time is granted by the Presiding Officer, shall limit remarks to three minutes.

All members of the public are expected to conduct themselves in a proper manner. Any derogatory, abusive or threatening statements will not be permitted. The Chair will immediately rule such conduct out of order and terminate any further comments.

CALL OF WARDS

THEODORE R. GREEN
City Council Chairman

FIRST WARD

Christopher D. James
Amy Lewis

SECOND WARD

Jacquelyn E. Johnson
Romal D. Bullock

THIRD WARD

Quilla E. Talmadge
Ted R. Green

FOURTH WARD

Tyshammie L. Cooper
Casim L. Gomez

FIFTH WARD

Alicia Holman
Mustafa Al-M. Brent

**THE EAST ORANGE CITY COUNCIL
2016 SCHEDULED MEETING DATES**

In accordance with the New Jersey Open Public Meetings Act, Chapter 231, P.L. 1975, Public Notice is hereby given that the East Orange City Council has established the following 2016 Meeting Dates.

Formal action may take place at these Meetings. Executive Sessions may be held at Committee Meetings or at Regular Meetings. These Meetings will be held in City Council Chambers located at 44 City Hall Plaza, East Orange, New Jersey.

**Committee Discussion
& Agenda Meetings**
5:30 PM

Monday, January 11th
Monday, January 25th

Monday, February 8th
Monday, February 22nd

Monday, March 14th
Monday, March 28th

Monday, April 11th
Monday, April 25th

Monday, May 9th
Monday, May 23rd

Monday, June 13th
Monday, June 27th

Monday, July 11th
Monday, July 18th
~~Monday, July 25th~~

Monday, August 8th
Monday, August 22nd

Monday, September 12th
Monday, September 26th

Tuesday, October 11th
Monday, October 24th

Monday, November 7th
Monday, November 21st

Monday, December 5th
Tuesday, December 19th

**Regular Official
Meetings**
6:00PM

Monday, January 11th
Monday, January 25th

Monday, February 8th
Monday, February 22nd

Monday, March 14th
Monday, March 28th

Monday, April 11th
Monday, April 25th

Monday, May 9th
Monday, May 23rd

Monday, June 13th
Monday, June 27th

Monday, July 11th
Monday, July 18th
~~Monday, July 25th~~

Monday, August 8th
Monday, August 22nd

Monday, September 12th
Monday, September 26th

Tuesday, October 11th
Monday, October 24th

Monday, November 7th
Monday, November 21st

Monday, December 5th
Tuesday,, December 19th

City Council Reorganization Meeting
Monday, January 2, 2017
@ Noon